UNITED STATES DISTRICT COUR	RT
NORTHERN DISTRICT OF NEW Y	ORK

KURT PHILIP, also known as Kurt Phillip,

Plaintiff,

v.

9:10-CV-643 (FJS/TWD)

WILLIAM D. BROWN, Superintendent, Eastern Correctional Facility and YASIN LATIF, Imaam and Coordinating Chaplin of Eastern Correctional Facility,

Defendants.

APPEARANCES

OF COUNSEL

KURT PHILIP, also known as Kurt Phillip 99-A-3711

Chantimelle St. Patrick's Grenada, West Indies Plaintiff *pro se*

OFFICE OF THE NEW YORK STATE ATTORNEY GENERAL

CHARLES J. QUACKENBUSH, AAG

The Capitol Albany, New York 12224 Attorneys for Defendants

SCULLIN, Senior Judge

ORDER

Currently before the Court is Magistrate Judge Dancks' March 13, 2012 Report-Recommendation, in which she recommended that this Court deny Plaintiff's motion for summary judgment and grant Defendants' cross-motion for summary judgment. The parties did not file any objections to these recommendations.

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When a party does not object to a magistrate judge's report-recommendation, the court

reviews that report-recommendation for clear error or manifest injustice. See Linares v.

Mahunik, No. 9:05-CV-625, 2009 WL 3165660, *10 (N.D.N.Y. July 16, 2009) (citation and

footnote omitted). After conducting this review, "the Court may 'accept, reject, or modify in

whole or in part, the . . . recommendations made by the magistrate judge." Id. (quoting 28

U.S.C. § 636(b)(1)(C)).

The Court has reviewed Magistrate Judge Dancks' March 13, 2012 Report-

Recommendation for clear error and manifest injustice; and, finding none, the Court hereby

ORDERS that Magistrate Judge Dancks' March 13, 2012 Report-Recommendation is

ACCEPTED in its entirety for the reasons stated therein; and the Court further

ORDERS that Plaintiff's motion for summary judgment is **DENIED**; and the Court

further

ORDERS that Defendants' cross-motion for summary judgment is **GRANTED**; and the

Court further

ORDERS that the Clerk of the Court shall enter judgment in favor of Defendants and

close this case; and the Court further

ORDERS that the Clerk of the Court shall serve a copy of this Order on the parties in

accordance with the Local Rules.

IT IS SO ORDERED.

Dated: April 5, 2012

Syracuse, New York

Senior United States District Court Judge

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